IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL WRIT PETITION NO.651 OF 2006

Harun I. Mulani : Petitioner

versus

The State of Maharashtra : Respondents.

Mrs.S.Miskin, advocate appointed, for the petitioner.

Mr.V.B.Konde-Deshmukh, APP, for the State.

CORAM : D.G.DESHPANDE

S.A.BOBDE, JJ.

DATED : JULY 07, 2006.

P.C.

1. Heard advocate for the petitioner and learned APP for the State. This is a petition filed through jail for furlough leave. The prayer of the petitioner was rejected on the ground that sureties are not ready and willing. The advocate for the petitioner states that the

parents of the petitioner are dead and there is no relative who can stand as a surety for him. But considering the fact that the petitioner is a convict under Sections 302, 449, 392, 397 of the Indian Penal Code he cannot be released without his being furnishing surety to the satisfaction of the authority. Therefore, this petition is allowed. The petitioner be released on his furlough leave upon usual terms and conditions and upon petitioner's furnishing surety to the satisfaction of the authority. This order to be communicated immediately to the concerned authority.

[D.G.DESHPANDE,J]

[S.A.BOBDE, J]